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7590

04/06/2005

John P. O'Banion
 O'BANION & RITCHEYLLP
 Suite 1550
 400 Capitol Mall
 Sacramento, CA 95814

06/07/2005 HGUTEM2 00000052 10053240

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John P. O'Banion

(Depositor's name)

(Signature)

June 2, 2005

(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/053,240	10/26/2001	Louise E. Moser	MOS5082.02A	6071

TITLE OF INVENTION: FAULT TOLERANCE FOR COMPUTER PROGRAMS THAT OPERATE OVER A COMMUNICATION NETWORK

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$700	\$300	\$1000	07/06/2005

EXAMINER	ART UNIT	CLASS-SUBCLASS
LOHN, JOSHUA A	2114	714-004000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 John P. O'Banion

2

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3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

ETERNAL SYSTEMS, INC.

SAN JOSE, CALIFORNIA

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

☒ Issue Fee☒ Publication Fee (No small entity discount permitted)☒ Advance Order - # of Copies 10

4b. Payment of Fee(s):

☒ A check in the amount of the fee(s) is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number _____ (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

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Authorized Signature

John P. O'Banion

Date

6/2/05

Typed or printed name

Registration No.

33201

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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I hereby certify that the foregoing:

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JOHN P. O'BANION

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(Signature of person mailing paper)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/053,240 Confirmation No.: 6071
Applicant : LOUISE E. MOSER
Title : FAULT TOLERANCE FOR COMPUTER PROGRAMS THAT
OPERATE OVER A COMMUNICATION NETWORK
Filed : OCTOBER 26, 2001
TC/A.U. : 2114
Examiner : LOHN, JOSHUA A.
Docket No. : ETE5342.02A (MOS5082.02A)
Cust. No. : 8156

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ISSUE FEE TRANSMITTAL LETTER
(Small Entity)

Dear Sir:

The following items are enclosed:

1. Part B - Fee(s) Transmittal (PTOL-85);
2. Check in the amount of \$ 1030
X \$700 issue fee
X \$300 publication fee
X \$ 30 advance order fee (10 copies)

Please charge any fee deficiency to Deposit Account No. 07-1137.

Date: 6/2/05

Respectfully submitted,

John P. O'Banion, Reg. No. 33,201
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Sacramento, CA 95814
(916) 498-1010

CERTIFICATION UNDER 37 CFR 1.8

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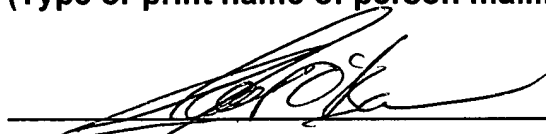
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